

Paper No. 1551
Disposes of
Paper No. 1538

INTERNATIONAL MILITARY TRIBUNAL FOR THE FAR EAST
SITTING AT TOKYO, JAPAN

Case No. 1

THE UNITED STATES OF AMERICA, et al) ORDER
- vs -) DISMISSING MOTION ON
ARAKI, Sadao, et al) BEHALF OF CERTAIN ACCUSED
) DIRECTED TO THE JURIS-
) DICTION OF THE TRIBUNAL
) AND THE POWERS VESTED
) IN THE SUPREME COMMANDER
) ALLIED POWERS

This matter coming on for consideration and decision by the Tribunal upon the motion filed on behalf of the Accused HATA, Shunroku, HIROTA, Koki, HOSHINO, Naoki, ITAGAKI, Sei-shiro, KAYA, Okinori, KIMURA, Heitaro, KOISO, Kuniaki, MATSUI, Iwane, MINAMI, Jiro, OKA, Takasumi, SATO, Kenryo, SHIMADA, Shigetaro, SHIRATORI, Toshio, SUZUKI, Teiichi, TOGO, Shigenori, UMEZU, Yoshijiro and MUTO, Akira, by their counsel of record for an order adjudging that the International Military Tribunal for the Far East is without jurisdiction or authority in law to hear and determine the indictment lodged with the Tribunal on the 3rd day of May, 1946, and to dismiss said indictment, the grounds for said motion being fully set forth in said motion which is Paper No. 1538, the same having been submitted without argument by counsel for the Defense and the Prosecution, and the Tribunal being fully advised in the premises, it is

ORDERED: That said motion be and it hereby is
dismissed.

BY THE TRIBUNAL:

(signed) W. F. Webb
President

SITTING:

The Honorable Sir William F. Webb
The Honorable Mr. Justice McDougall
The Honorable Mr. Justice Ju-Ao Mei
The Honorable Mr. Justice Pal
The Honorable Mr. Justice Roling
The Honorable Mr. Justice Northcroft
The Honorable Mr. Justice Jaranilla
Mar. Gen. of Justice I. M. Zaryanov
Maj. Gen. Myron C. Cramer